G. R. S. 58]

Previous references.

1896-97
~~191~~ .
(L.R.)

File No. 294

Serial Nos. 1 — 12

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 12

~~Part~~ B for August, 1901

SUBJECT.

Appeal of Lakshminarayanavadhani and Govinda Gowda against the Sy. regarding certain lands of Arabagutte in the Tiptur Taluk.

Indexed

W D 1351—GPE—20,000—15-12-15

Before the Government of Mysore.

Appeal No. 76 of 1896-97.

Appellant. Vs. Respondent.

1. Lakshmiratnamma

2. Garnish Gowda of Sulkatte.

21-1-97.

Survey settlement record &
certain additional enquiries
called for
27/1

Before the Government of Mysore.

Appeal No. 76 of 1896-97

Appellants. Vs. ~~Respondent.~~

1. Lakkaminarayanashani
2. Govinda Gauda
Representing Jarage Gauda.

Claim for compensation in respect of certain lands submerged by the Yagachi tank in the Hassan Taluk.

(1) List of papers.
(2) Appeal petition with translation of the order appealed against.
(3) Office Memorandum.
(4) Dy Comm's letter dt 23. 11. 96.
(5) Asst. to Dy Comm's dt 24. 12. 96
(6) Reminder letter
(7) Dy Comm's letter dt 6. 1. 97.
(8) " " 11. 1. 97.

Get the survey papers & certified copies of the Deputation & Inspection reports. Where there are 304 to 313 trees are recommended to be cut down & the cattle & personal properties appeared in the village will also be removed.

21-1-97

The appellants could
not rely entitled to any
lands in exchange for what
they had given up on account
of the reservation of the land in
question. The prohibition against
giving out the beds of lakes
in dereliction for purchase only
is not a new thing. It
has been in force since 1866.
In this case the Privy Council has
found that this condition was
specially inserted in the sale
proclamation of the lands in
question. Under these circumstances the
appellants are not entitled
to get the lands 303. 304 & 313
gratis & in exchange for their
submerged lands.
The appeal
is therefore dismissed.
There do not seem to be
sufficient reasons to reserve
these lands from cultivation.
There is enough of other formal land
& as their numbers near survey
after they may be given out for
cultivation under the usual Dominion

1 The presumption
also is in
favour of such
a ~~prescription~~
lease condition
having been
intended

4

Lumbur Courier no 1065
dated 24-6-97.

Rd 6.30 Pm.
6/7/97

Miles v Mullenhalen

Ch. Ct. Kuala Lumpur
14-7-97

To Attorney General Selangor
the & KB

12.7.97

Sub d to 3rd Councillor

M 13/7/97

Rs. 3 & 4 -
in the Government
Gazette

Sub d to 2nd Councillor
The 3rd Councillor regrets owing to
unforeseen circumstances

M 14/7/97

Rd. 11.30 a.m.
14-7-97.

1 Issue order
2 Make an independent

M 16/7/97

To messenger
16/7/97

Messenger returned
15/7/97

Messenger returned
14-7-97

2nd appellant Chan Sooter
produces judgment
Chan Sooter dismissed
for Rs 100 in 1882.
Writ withdrawn as 2nd appellant
states that on Chan Sooter
paying the amount mentioned
in writ plaintiff would sign
judgment satisfied
& pay the costs of the suit.

Hon. Court the explanation
is to the effect that the plaintiff
instructed them to withdraw
writ for public reasons!

This may be regarded as
more than a suicidal
action of plaintiff in this
Court & as a matter of fact
under the circumstances
the Case.

As regards the other matters
the decision on which

5

Office note

The Tenure by Govt's letter No 1088 dated 19.8.01, in re the claim of Jairam Gowda for compensation for his lands S. Nos 323 and 324 (Extent and assessment Nos: 7 acres 10 guntas, Rs 111-) relinquished by the restoration of Kralagappe tank.

Kralagappe tank breached in 1881 and the Govt directed the tank bed being divided into small plots and sold by auction for cultivation subject to resumption when the tank was restored or whenever the lands were required to be resumed. Jairam Gowda purchased the portion of the tank bed (which were given S. Nos 323 and 324) for Rs 109. in 1882. The tank was restored in 1891 and the said Nos were submerged. The prayer of Lakshminarayanadhani (on behalf of Jairam Gowda) for grant of S. Nos 303, 304 and 313

and 313 in lieu of the lands resumed, was rejected by the Deputy Commissioner on the ground that he was not entitled to any compensation as the land was originally sold expressly subject to resumption. The Govt in Proc: No 1530 dated 5.8.97 rejected the appeal filed by Lakshminaraya-nadhani and Govinda Gowda (on behalf of Jawara gowda) (after hearing).

The deciding committee, however, ordered an independent enquiry as follows:- on 14.7.97

"Petrs (including the 2nd appellant) state that other lands which were purchased under the same conditions, were acquired for Railway purposes on payment of compensation to the holders thereof. How came the compensation in the form of the district

-tract conditions imposed when the lands were sold by a public auction? This may be enquired into with a View of compensating the petrs at least as a matter of grace under the circumstances of the case".

The Dy Comr in reply, reports in his letter dated 19/22 5.01, that 13 acres 19 gunts 90 3/14 yds out of the bed of the tank in question, sold and granted on temporary tenure for cultivation in 1882, was acquired for the Railway line in 1888-89; that as an act of grace compensation to the amount of the original purchase money (viz) at Rs 18/- per acre was allowed paid to the holders, though the land had been granted on condition of its liability to resumption without

without compensation; and that the prayer of the petro for a similar concession appears to him (Dy Com) to deserve consideration.

The records relating to the sale of Survey Nos 323 and 324 were reported to be misleid (vide Dy Com's report dated 11.1.97. Serial No 8) 5
The records relating to the payment of compensation for the 13 and odd acres reserved to above have not been sent with the report under orders, and the Dy Com's report is based on the Amildar's report No 462 dated 12.5.01 (Serial No 74 of the Vergile)
The Amildar states therein that the records relating to the amount of compensation to be paid to each holder whose lands were acquired for Railway line, should have been filed in the Office.
The statement of the lands taken up for the Railway, and the acquittance role book for the payment of the

the compensation amount to each holder, are however submitted.

31.5.01

The question is whether money compensation shd now be paid as a matter of grace to the two petrs

Hy 6/6/01

The tank bed being given out for cultivation on condition of resumption when required, the petrs cannot now be awarded any money compensation. The case of having granted such compn can be distinguished from this, as it may be reasonably that both parties had this question of tank restoration in view when the original grant of occupancy was made,

Whereas the railway requirement was a contingency not contemplated.

This letter may be recorded with the observation that the loss of the records is unsatisfactory & should be inquired into & the best data furnished by the Dy Comr.

Submitted to the 1st Councillor

12/6/1901

Rd 13/6/01
674

J.J. Order according

8/8

Sft Pers. Just. Up.
8/
12/8/01

(1)

1896

(2)

No. 708

Name of Petitioner, Sultan Ismail

Village, Chalagatti

Taluk, Gokak

District, Dharwar

Date of Appl., 6th August 96

Date of Receipt, 7th August 96

Date of Disposal,

No. of Enclosure, Nil.

ABSTRACT.

This is an appeal against the order No. 72, passed on the case of appellant by the Deputy Commissioner Dharwar District.

The grounds of appeal are;—

1. That the Dankal Chalagatti had been awarded; That on the correspondence which the Govt. had called between the D.C. Dh. and the Revenue Department, the repair of the Dankal was considered unnecessary. That on this the bed of the Dankal was divided into small blocks and sold by public auction

31/8 In time
Stamp Duty
(No account
Sufficient
Cancelled
Returned
Und
2.9.96
Ord 4/9
One document
Nil

Section L. R.
No 708 of 1896
1

1882 - when the 1st appellant's
elder brother Jawahir Singh
Gowdah, bought two of the
said blocks of Nos 323 & 324,
for Rs 100: That the 1st &
appellant and Jawahir
Gowdah, divided the said
blocks between themselves,
and were enjoying
them till lately.

2. That in 1891, the villagers
lodged a complaint about
another tank in the village,
that on this the Govt. through
Jawahir Singh mainly
praising a land on the
appellants lands - and
to join the same & the land
of the small tank lying to
the south of the village:
That the 1st appellant on
hearing the above, presented
a petition on his behalf &
that of Jawahir Gowdah, to the
Deputy Commissioner
on 26.11.91, stating that
the construction of tank
as they suggested would
submerge their lands.
That the Deputy Commissioner
in reply, gave them an
order stating that in case
their lands are submerged,
they can apply and have
other lands instead: That
on this the 1st appellant

applied for Leases Nos 303, 304, and 313, and for orders for the same: That during the January for the year 1892, the 1st appellant applied to the Deputy Commissioner for the grant of the other lands as ordered formerly; but the Deputy Commissioner in reply, told the appellants that he had no right to do so for the other lands, and issued an order accordingly.

3. That if the sale of the lands of the said Lankbed, was a temporary one as stated by the Deputy Commissioner in his order under appeal, and that if the lands were given on condition of giving them back to Govt when needed, the bid for the lands would not have been raised by the appellants to Rs 100, in the public sale.

4. That if the sale of the lands as stated above, was a temporary one, how could there have been the boundary marks, and how could Govt pay compensation for similar lands in the bed, taken up from others, for a Railway

Railway line.?

5. That the appellants pray that the entire Records of the case may be sent for and perused and that the former order of the Deputy Commr may be confirmed, and that orders may be given for the granting of the lands in accordance with the said order of the Deputy Commissioner.

The enclosures of the appeal Petition are,

(1). The Power of Attorney given by Jouse Jouda & Jamida Jouda and Lakshmi Saranavathani, family.

(2). Copy of Deputy Commr Order No 72 Dated 15.7.96, & the Mandalam of Settlement is as follows:-

It is stated in the Report that the original Records connected with the sale of lands of the Mandalapuspay Park had, in 1952, come with Settlement, & that

7

the Chatty of them
is in the name of
Jawad Jowda and
not of L. Narayana Shanu
whose application
is therefore rejected
and an endorsement
directed to be given
for the same. Jawad
Jowdah is also to be
informed that he
has no claim for the
other lands in lieu
of his relinquished
lands S. Nos. 323 & 324,
as they were given
him on condition
of giving them back
to Govt. whenever they
may be required to be
had for other purposes.
As the inhabitants
of Kadalay & Poyay object
to the cultivation of lands
S. Nos. 303, 304, and 313,
for cultivation, and
their objections appear
to be valid, and that
tenders presented is
before this, & the said
lands, have been
rejected, there can
hardly any necessity
to lease them out - and
they may therefore, be
left annually, for
"Kuttanai."

Pet 137

MYSORE DEWAN'S OFFICE.

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Appeal Petit

Registered No. 708 dated 16 Aug 9

received at the Dewan's Office from

Lakshminarayanarao & Ervinda Gowda appeal against the order of the Deputy Commr of Tumkur declining to grant to pet lands in lieu of Survey nos 323 & 324 of Kalla. suppe in the Kyatsandra (not merged)

is forwarded, together with its two enclosures, to the Deputy Commissioner of the Tumkur District

for submission of the entire proceedings connected with the case. together with a full report of the facts of the case and on the points taken in the petition

2. The petition with its enclosures should be returned.

By c

Draft

2 1.7.96

for Chief Secretary.

BANGALORE,

189

7/96

M.G.C.P.B.—25-4-95—1,000

9

Gen. 31

REVENUE DEPARTMENT
Gl. No. 3522
189 20 NOV 96
REVENUE OFFICE

Submitted with reference to the
Rent Council's order
on the above Appeal No 708
dated 16.8.96.

From The Deputy Commissioner
Income Tax District

To The Secretary to the Board of Commissioners of Inland Revenue, Department.

Dated 23rd
Despatched 24th
Received
1896.

General No. 462.
No.

Enclosure No. 2 packets file

Re Appeal of Petition of Rent Council and Committee of Management of Tipton Tenements

Serial No. 3

Receipt. 7/12/96 2940 1896

8/12/96

Port Brennan
Universal Store
Merchandise
Ark Wood coal
Ice Cream
Wood

23/12/96

Ltr
1. Comm. clerk to write
2 Draft to-m.

23/12

Copied in Letter Book
Letter issued

4/1

Ca.
26/11/96
Reply
27/11/96
To Ld Rents

Enquire the City Comm. Property
[illegible]

No 40 =
Enc: 2 pieces.
file

Deputy Commissioner's Office,
Cuddalore District,
Dated, Cuddalore, 28th December 1870.

To
The Secretary to the Government
of Fort St. George, General and Revenue
Department.

Sir,

With reference to your Special Memo. No 367/437 dated the 2nd September 1870, forwarding for report with the entire proceedings, a petition from Seeninarayana Chetty and Govinda Pandia, of Panruty, appealing against my order declining to grant to Petitioners Lands in lieu of Survey Nos. 822 and 824 of Nellipha in the Tittai Taluk, Cuddalore, merged by the Reclamation of Annaipeth Tank, I have the honor to state as follows:-

2 Survey Nos. 822 and 824 above-mentioned form part of the bed of the Nellipha Tank. The Tank having breached in 1867 & 68, there were several applications for the cultivation of it as temporary lands. After some correspondence

with the provisions of the Registration Regulations, on the "Certificate of Registration of Title" in the Land Registry, subject to the conditions that the lands in the said Grant should be divided into small lots and sold by Public Auction, subject to the condition that their Existence should only till the Lots were Registered, the Lands were, pursuant to Agreement, Conveyed to the Purchasers, Necessary Instruments accordingly were executed and Conveyances and Leases Confirmed by the Registration Ordinance. The original Records connected with the said Grant were received into the Registry Office from and the Registers (Duplicates of which are in the Record) attached to the Record, it will be seen that the Conditions above mentioned were duly complied with and that Purchasers subsequently to the Conditions were taken from them. It is my opinion clear that the

grant of the red plus land for cultivation was of a temporary character and that the land was liable to resumption without payment of compensation when the restoration of the land was decided upon. Para 11 of Land Revenue Rule XX and para 2 of the Late (Chief Commissioner's Proceedings No 67 dated 15th October 1874 are very clear on the point.

Rw 75

copy of Ko Pro is produced

3. In the case held in October 1882, the Jamegonda, Surchared Survey Nos 823 and 824. These Nos were enhanced on the restoration of the land about the year 1891. In Colonel Jamegonda, one Lingamaraya Nayanavaliani (the after Present Petitioner) applied to the Deputy Commissioner in November 1891 for the grant of Survey Nos. 803, 804 and 818 (also situated in a portion of the red of the land and used by the village cattle) in exchange for Nos. 823 and 824 which were enhanced. The

Pleader

temporary and conditional character of the tenure on which these lands were held by Serangoola and specially referred to in the report received from the Surveyor on the 29th January 1891, without any reference to the previous record the Minister of the day (Sir William Lyne) agreed that as Serangoola had been taken subject to the condition of giving up the lands without compensation whenever required by Government. Upon the receipt of this report the Deputy Commissioner in his order No 5712 dated 8th December 1891 directed that land in exchange might be granted as applied for if it could be done without injustice to the order upon which previous recommendations were based in regard to this it has only to be observed that the order in question was based upon a misleading report furnished by the Surveyor

does not give an unconditional sanction to the grant of the particular lands applied for in exchange. Each grant is now strongly objected to by the people of the village.

4. Under such circumstances I decided to certain papers granted Crain for an exchange and having regard to the conflicts of the villagers, directed that Survey Nos. 86, 87 and 88 should contain the land for which an inam as before.

5. The case of the Revenue Commissioner with the sale of the land in 88, a very laborious Enquiry is being made as to the official responsible for the case and a view to fixing punishment.

6. The matter came before me during the Jamabandi of 1895-96, in the form of an entry in the village Talatis Mut

No. 5

No. 5 in the Table of Cases made reference to the history of the case but inadvertently omitted to mention the fact that Cases Nos. 3, 4 and 5 were heard together.

7. Cases Nos. 3, 4 and 5 were registered in the name of Jawaharlal and the investigation of Chinnaraya Naidu in the matter could not therefore be recognized. It is true that the Collector was requested to withdraw from prosecution with his petition to Government.

8. The remarks, taken connected with the case are herewith submitted together with the opinion of the Special Prosecutor under Rule 7.

I have the honour to be

Sir

Your most obedient servant

Sd/- [illegible]

Deputy Commissioner

for Special District

18 189

From

(5)

To

The Deputy-Commissioner
Tumkur District.

Dated 24th

Despatched Dec 1896

Received ✓

General No. 5834
P. No. 984

Enclosure No.

Section L-R
File No 2947 1896
Serial No 4

The file relating to the case is sent herewith.
24/12/97

No letter No 462 dated 23rd November 1896, reporting on the petition of Lakshmanaya-naradhani, and another of Anjanappa in the Sira Taluk

---

With reference to the above has the honour to request that the Deputy-Commissioner will be so good as to look into and trace the original records connected with the sale of the land referred to in question and to transmit the same

to this office as early as
practicable.

By Order

Draft
C2.

For Secretary.

S.V.
23/1—

20

1056

REVENUE DEPARTMENT
GL. 4-17
189 7 JAN 97 32-5
41

From Treasurer Treasury
Treasurer District

To The Secretary to the
Govt. of Queensland
Rev. Department.

Dated 6 " January 1897
Despatched 7 "
Received 11 "

General No. 595
No.

Section R-R
File No 294 of 1896
Serial No 5

2 4/5

Enclosure No.
Requisition No 334
for 1897

Letter re petitions

Advises that the original records connected with the sale of the land in the Townships mentioned in the year 1892 have not yet been traced

Rec 8/1/97
Ref to Petrie
Petrie 11/1

Rec. 11/1

No 598

Tiptur District.
Deputy Commissioner's Office.
Tiptur 6th January 1897.

To

The Secretary to the Govern-
ment of Mysore - General
and Revenue Department -

Sir,

In reply to your Cooket No
5834/P.984 dated the 24th ultimo, I have
the honor to state that the original
records connected with the case of
the head of the Arkalgud Sank
in the year 1882 have not as yet
been traced - The Register of "Ja-
-kano" for that year shows that the
records were given to Ramachandra
Rao, who was then the Revenue Se-
-rastadar of the Tiptur Taluk - This
Official is now a Sheristadar in the
Pongada Taluk and he has been
directed to go to Tiptur and trace
the records -

I have the honor to be
Sir,
Your most Obedt Servant -

Venkatanarasa Rao
Ag. Deputy Commissioner

(4)

From

To

The Deputy Commr
Trans Kalee.

Section R.R.
File No 294 of 1896
Serial No 6

Dated 28th Jany 1897
Despatched
Received
General No. 6852
P. No. 1202

Enclosure No.

X Reminders destroyed
Col 1 Sl. 3723

With reference to the correspondence ending with the Deputy Commr's demi-official letter dated 11th instant, regarding the appeal of Lakshminarayanamma and another of Arakayapeta in the Tiptur Taluk, I am to request that the Deputy Commr will be so good as to report whether Survey Nos. 303, 304 and 313 of the village have been unconditionally & temporarily assigned by the Survey department, and to submit the Survey-

Settlement accounts of the village, together with a statement showing the cattle & small statistics of the village.

By Order

Draft-
C203

For Secretary.

S.V.
28/1/37

Aboard
29-6-97

21.97

(5)

REVENUE DEPARTMENT
Gl. No. 8702
Pet. 767
28 JUN 97
1897
REVENUE OFFICE

From The Secretary to the Treasurer Colombo

To The Secretary to the Postmaster General & Rev. Dept.

Dated 24th June 1897

Despatched 25th June 1897

Received

General No. 1565.

No.

Enclosure No. 15 accounts as per margin

Petition

Petitioner praying for the issue of certificates of title to the lands described in the accounts as per margin

Petition

Petitioner praying for the issue of certificates of title to the lands described in the accounts as per margin

Govt. Records

Please put up the papers quoted on this

AK
29. 6. 97.

Refer to former papers.

PLB.
30/6/97

WP
30/6/97

Rep put up
AK
17-7-97

Section L.R.

Submitted
KCA
2/7/97

The records, with reference to the above letter of 1896, show that on the recommendation of the D.C. Colombo of the day, the restoration of the bypass tank was given up & the bed was accordingly reserved permanently by the Survey Dept. at the time of the restoration of the smaller tanks taken on hand.

= The Akarkand shows Svys 303, 304 & 313 (Lands applied for by petitioner in lieu of the submerged Svys 323 & 324) to be assessed at 2½ Rs, 11 Rs & 6 Rs respectively Svys 323 & 324 are also shown as being assessed at 11 Rs each. The latter lands evidently formed part of the smaller tank & it is not clear why they were assessed at that rate & why they were not restored when the tank was about to be restored under the scheme of 1896.

= The fact that there are wells &c on Svys 303, 304 & 313 may be a reason for selling them but cannot be a reason for being reserved as bond. The D.C. Colombo & urges. The Akarkand however shows the lands as the property of the Crown.

Submitted to the Commissioner of Land Settlement

WP 6/7/97

Petitioner

Rep 7/7/97

H. Wilson

Enc: 1 Document.

Deputy Commissioner's office
Nellore District
Dated, Nellore, the 4th January 1897.

To
The Secretary to the Government
of Madras, Revenue and General
Department

Sir,

I do me the honor to forward herewith the Survey Settlement accounts of the Pedda Gupta village in the Kandukur Taluk and a Sketch showing the situation of the said village. I also beg to state that Survey numbers 803, 804 and 813 of Pedda Cumpalli seem to have been omitted by the Survey Department unconditionally, in accordance with your docket No. 5770/199 dated 8th August 1890

2. It will be seen from the accompanying statement that

the extent of fuel available in the village is quite insufficient for the 5,5 head of cattle in it. Each survey number 303 is used for pasture purposes and contains a substantially built drinking water well and that survey number 304 also contains a well. The objection of the villagers to the grant of these numbers for cultivation purposes is very strong. It will be noted that there are more than 100 acres of assessed unoccupied land in the village available for cultivation.

I have the honor to be

Sir

Your most obedient Servant

M. Ramachandra

Deputy Commissioner

EK

Statement showing the Statistics of Cattle of

--kur District.

Taluk	Hobli	Village	Area of land under occupation in the Village			Area of assessed unoccupied waste land			Total extent of normal land in the Village			Details relating to Survey			Remarks
									Survey No:	Extent		Survey No:	Extent		
			A	G		A	G			A	G		A	G	
			1076	0	32										
									47	29	01	Sandy Loam			(1) A stone, Elevation --
									48	34	4	303	2	13	(2) Wells using the Elevation
									49	29	34	304	1	14	- in Extra of the Village
									50	19	4	313	4	24	(3) A stone revetted well
									51	41	30				Village for drinking
													14	11	
									52	25	27				(4) A stone pillar --
									53	30	45				(5) Bavari trees - - -
															(6) Gonī plant - - - -
									54	39	8				(7) Gokatte - - - - -
									55	12	18				
									Total	261	25				Survey No 304
															(1) A stone revetted w
															(2) Bavari plants - -
															(3) Date plants - -
															Survey No 313
															(1) Date trees - - -
															(2) Neem plants - -
															(3) Sandal trees

Statistics

24 June 1897

Statistical Village in the District Talook, Zilla.

applied for, for cultivation, including thereon.

	Approximate number of trees	Estimated value	Number of cattle in the Village	Remarks.
		Rs. A. P		
			The Buffaloes. 64.	
	-	20 — —	The Bullocks - 27.	
hold Goddess	-	5 — —	Oxen - - - - - 302	
ed by inking ter	-	150 — —	Cows - - - - - 357	
	-	" — 8 —	Calves - - - - 179	
	3	3 — —	Horses - - - 2	
	1	" — 4 —	Asses - - - - 26	
	1	50 — —	Goats - - - 94	
			Sheep - - - 464	
	1	40 — —	1575	
	2	1 — —		
	1	" — 1 —		
	2	" — 2 —		
	3	" — 8 —		
	2	-		

Viswanadha Rao

Dy. Deputy Commissioner

Section L.R

File No 2940/1847

Serial No 8

By Order

Sec. Secretary

Draft
Below
2/8/77

206

Proceedings of the Govt of Mysore

Read:-

(1) Petition [illegible] 1918 [illegible] 30-31
[illegible] 1918

presented by [illegible] Karnam [illegible]
and [illegible] funds of Uplur Taluk
praying against the order of the
Dy Comm[r] Tumkur [illegible] declining
to grant them Survey [illegible] 323/324
and 3/3 of Karlakatte Uplur Taluk
in lieu of S. [illegible] 323+324 of the same
village, enhanced by the restoration
of the Karlakatte tank.

(2) Letter [illegible] 30-3-1920 from
the Dy Comm[r], Tumkur, and
the records received therewith.

(3) Correspondence ending with
letter [illegible] 24th June 1920
from the Dy Comm[r], Tumkur
forwarding

Order.

The facts briefly are as follows:-

Survey [illegible] 323+324 of Karlakatte
form part of the bed of the tank of that village

L 182
294 of 1996
9

the grant of the lands applied for in exchange and that such grant was strongly objected to by the people of the village. He therefore declined to entertain the said claim and directed that the lands should continue to be held for settlement as before. Petitioners have applied to Govt against this order.

Govt Order No 1530/P.213 of 5-8-5

Govt observe that the applicants do not seem to be entitled to any lands in exchange for what they had to give up on account of the restoration of the land in question. The prohibition against giving out the beds of tanks in dimpair for cultivation on a permanent tenure is not a new thing. It has been in force since 86. In this case the Deputy Commissioner has found that this condition was specially inserted in the sale proclamation of the lands

to the Auditor for report as to whether
there were any objections to the
grant of ~~the land~~ the exchange for cultivation applied for
any reference to the previous records
reported that no notification had
been sent at the time of the sale
of giving up the land in question
Sec 323, 1914
Counties whether required by
Govt. Relying on the report the then
Deputy Comm^r & Ex Vested Interests
Deputy passed an order directing
that land in exchange might be
given as applied for if it could
be done without objection. Subse-
quently the matter having come
to the notice of the present Deputy
Commissioner at the Annual
of 1895 - 96 he found that the above
order passed upon a misleading
report of the Auditor did not
give an unconditional sanction to
the

The Tank having breached about the
car 1851 there were many applications
for the conversion of its bed in temporary
tenure - On 7th October, 1852 the then Deputy-
Comm.r decided that the land forming the
bed should be divided into small
plots and sold by public auction
subject to the condition that their
cultivation was to continue only till
the Tank was restored or till the lands
were resumed by Govt whenever
such a step was considered necessary.
The sale was accordingly held and
confirmed in November, 1852. At
this sale one Tavare Gowda, inhabt.
of the 2nd Village of Veddadi, purchased
S. Nos. 323 & 324. On the restoration of
the Tank about the year 1891 these two
numbers were submerged in it's bed.
Thereupon 1st Opp. Petitioner Tavare Gowda
appeared on behalf of Tavare Gowda
applied to the Dy-Comm.r for the
grant of sl. Nos. 303, 304 & 313
in lieu of the submerged lands.
This petition having been forwarded

2.24

in question. Under the circumstances the applicants are not entitled to get the lands applied for 303, 304 & 313 SWD grants and in exchange for their submerged lands. The appeal is therefore dismissed.

2. There do not seem to be sufficient reasons to recommend these lands for cultivation. There is enough of this final land and the number of survey-assessment they may be given out for cultivation under the usual Market Rules

For Secretary

2+C3

Draft

4/8/97

Blm

3/5

To the Deputy Commissioner

Minutes-Book, Home Grants

W.S. Archer
no. 1531
5-8-97.

95

(8)

From The Secretary to the Govt of Bengal

To

The Deputy Commissioner
Santhal Parganas

Ranchi

No. 1031. dated 5th August 1871.

Sir,

With reference to correspondence ending with this office letter No. 235 dated 24th June 1871 about the appeal of Kalicharan Mandal and Jeenda Ganda of Pipra Mahal against the order declining to grant them Survey Nos. 303, 304 & 313 of Mauzah Pipra in lieu of their lands submerged by the restoration of Kankjole tank to the owners, I am directed to observe that the 2nd petitioners Ghattwals of Pipra have purchased the lands of Nos. 323 & 324, now submerged, for about Rs. 14/- and that both the petitioners state that other lands which were purchased under the same conditions were

Advertising Notice

L.R.
29 Oct 1876
DG

required by-law for railway purposes
on payment of compensation to the
holders thereof, and to request
that the by-laws may be so
altered as to exclude the enfranchisement of the part
in the face of the restrictive conditions
imposed when the Lands were sold
by a public auction. The Govt
would like to be enlightened on this
point with a view of considering the
question of confirming the Petitioners
at least as a matter of grace
under the circumstances of the
case. Mr. Mr. Chrm of the petitioners

2 ←

By Order

For Secretary

C3 to 2

Draft

Blen
2/8/97.

for reasons with information on the

to lands in exchange

separately

has been rejected

separately

The Commissioners proceeds hearing
in the subject matter herein to be returned
for reference and reconsideration.

Submitted with office note dated 31-5-01

6/6/01

E.R. 994 of 1896 (Ø)

(9)

1708

(General Serial No. 30.) G.L. No. 1764

REVENUE DEPARTMENT
MAY 25 1901
SECRETARIAT OFFICE

19 Ser No 224

From The Deputy Commissioner
Kimbu District
Camp Kadaba

To The Secretary to the Govt of Mysore
Genl & Rev. Departments
Bangalore

Dated 19th May 1901

Despatched 22nd —

Received

Camp / ~~General~~ No. — } 1901.
No. 1088

Enclosures Number. one file.

Secys no 1531 dated 5th Augt 1897
Pet 214

— n —

Reporting on the claim of Javare Gowda for Compensation now mortgaged to certain portions of lands in the Arabagutta village & submitting the entire records for reference

—

Return
23-5-01

Read on 25/5/01.
Rep & put up

All
27.5.01

No 1085 -
Re acquisition

Office of the Deputy Commissioner
Imerina District.

Camp Kadalan. Dated 13th August 1917.
224

To

The Secretary to the government of Mysore
General and Revenue Department.

Sir

In reply to your Docket No: 1331 dated the
Rt 214
5th August 1917 regarding the claim of Jamaa
Gowda for compensation to Survey Nos: 323 and
324 in the Analaguppe village Nuggehalli
I have the honour to state that as entered

A g yds
13 - 19 90 3/4 out of the land of the same
Analagupée tank, which had been sold and
granted on temporary tenure for cultivation
in 1862, was required for the Railway line
in 1888-1889. This land had been originally
granted on the condition of its liability to re-
-emption by government whenever such a
step was considered necessary without any
compensation, but as an act of grace com-
-pensation to the amount of the original pur-
-chase money viz at Rupees 18/ per acre seems
to have been allowed. The petitioner now
claims a similar concession and I beg to
submit that his request consideration.

2. The records of the case are submitted herewith for reference.

I have the honour to be

Sir

your most obedient servant.

Deputy Commissioner.

140

(10)

Proceedings of Court of Inquiry

Read.

Memorandum dated 15th No. 1551 of 15-9-97 from Town Executive Engineer Cantonment Committee for the appointment of Court of Inquiry to enquire into the circumstances under which Mr. Sen Gupta fractured his left leg while playing Polo at Mhow, which was forwarded with Mhow Cantonment No. 503 dated 24th idem by Executive Officer Cantonment Committee Mhow forwarding the report of Court of Inquiry held on the 14th idem at Mhow Hospital.

(2) Letter No. 1085 of 19-9-97 from the Secretary Cantonment Committee Mhow forwarding Medical Certificate No. 79 dated 15-9-97 of Civil Surgeon Mhow in favour of Mr. Sen Gupta Clerk Mhow Cantonment Committee for the period from 15th to 29th September 1897 on account of injuries received by him while playing Polo on the Mhow Polo ground on the 14th September 1897.

L. R.
29 Oct 1896
180

Official purchase money is at the rate of £5
per acre seems to have been allowed
as that is the price for similar land
elsewhere in the Transvaal.
(3) Reserve file case.
Office Memo:- No 326/P.Z. 16-1901 & 14.8.01/14

Received with the memorandum that
the Colonial Secretary's letter dated Sec. 610 of 12-1-97 is con-
sidered by Council to be required
into with the Land Settlement
applied by Govt.

Sgt-
C.I.

for Secretary

To
The Dy. Comm.
Pretoria
with papers.